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TO:

Attn: Examiner Cheyne D. Ly
Group Art Unit: 1631
United States Patent and Trademark Office

FAX NUMBER: (703) 872-9306

FROM: Patricia Coleman James
Patent and Trademark Department
Abbott Laboratories
D-0377, AP6A-1
Telephone: (847) 937-4558

MESSAGE:

Applicants: Michael J. Amdahl.
Serial No.: 09/975,853
Filing Date: October 12, 2001
Title: A METHOD OF DETERMINING THE INITIAL DOSE OF VITAMIN D COMPOUNDS
Attorney Docket No: 6741.US.01

Enclosed herewith for the patent application identified above are the following:

1. Response to Office Communication and Amendment, 8 pages;
2. Copy of Office Communication dated 09/29/2004, 2 pages
3. One Month Extension of Time, 1 page

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APPLICATION NO/ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

090204

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

The reply filed on July 09, 2004 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): In the claim amendments, Applicant has indicated that the status of claims 1, 5-7, and 10-14 as being "Amended" or "AMENDED", which is improper. The MPEP requires that, in the claim listing, the status of every claim must be indicated after its claim number by using one of the following identifiers in a parenthetical expression: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New), and (Not entered). Further, Applicant indicates that claim 9, as being "original", while said claim contains underlined wording, which has been reasonably construed as an amended claim. (See MPEP 714 [R-2], (c)). See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to (571) 272-0547.

Patent applicants with problems or questions regarding electronic images that can be viewed in the Patent Application Information Retrieval system (PAIR) can now contact the USPTO's Patent Electronic Business Center (Patent EBC) for assistance. Representatives are available to answer your questions daily from 6 am to midnight (EST). The toll free number is (866) 217-9197. When calling please have your application serial or patent number, the type of document you are having an image problem with, the number of pages and the specific nature of the problem. The Patent Electronic Business Center will notify applicants of the resolution of the problem within 5-7 business days. Applicants can also check PAIR to confirm that the problem has been corrected. The USPTO's Patent Electronic Business Center is a complete service center supporting all patent business on the Internet. The USPTO's PAIR system provides Internet-based access to patent application status and history information. It also enables applicants to view the scanned images of their own application file folder(s) as well as general patent information available to the public.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to C. Dune Ly, whose telephone number is (571) 272-0716. The examiner can normally be reached on Monday-Friday from 8 A.M. to 4 P.M.

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on (571) 272-0722.

...er by telephone are unsuccessful, the examiner's supervisor, Michael Woodward, Ph.D., can be reached

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C. Dune Ly
9/2/04

Adrian H. Marschel 9/24/04
ADRIAN H. MARSCHEL
PATENT EXAMINER